

Stuart C. Talley (S.B. #180374)
KERSHAW, COOK & TALLEY PC
401 Watt Avenue
Sacramento, California 95864
Telephone: (916) 779-7000
Facsimile: (916) 721-2501
stuart@kctlegal.com

[Additional Counsel on Signature Pages]

Attorneys for Plaintiffs and the Proposed Class

Randall W. Edwards (S.B. #179053)
O'MELVENY & MYERS LLP
Two Embarcadero Center, 28th Floor
San Francisco, California 94111
Telephone: (415) 984-8700
Facsimile: (415) 984-8701
redwards@omm.com

[Additional Counsel on Signature Pages]

Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

TREVOR NELSON, SARAH NELSON,
DARRYL BUTLER, and ALEJANDRO
FRADES, as individuals and on behalf of all
others similarly situated,

Plaintiffs,

v.

FORD MOTOR COMPANY,

Defendant.

Case No. 2:24-cv-02231-DAD-CKD

CLASS ACTION

**JOINT STIPULATION RE
PROTECTIVE ORDER AND ESI
PROTOCOL; [~~PROPOSED~~] ORDER**

JOINT STIPULATION REGARDING PROTECTIVE ORDER

The Plaintiffs and Defendant Ford Motor Company (“Ford”) hereby stipulate as follows:

1. On August 8, 2024, Plaintiffs filed the instant action. *See* Dkt. 1. As set forth in the parties’ Joint Rule 26(f) statement, Dkt. 34, this action relates to *Miller, et al. v. Ford Motor Co.*, No. 2:20-cv-01796-DAD-CKD, which is also pending in this District before this Court. *See* Dkt. 28 (Order Relating and Reassigning Case).

2. On June 16, 2022, the Court in the related action *Miller* action entered the parties’ Stipulated Protective Order (“Protective Order”). *See Miller* Dkt. 73, attached as **Exhibit A**. On July 5, 2022, the Court in *Miller* entered the parties’ Stipulation and Order Regarding Discovery of Electronically Stored and Hard Copy Information (“ESI Protocol”). *See Miller* Dkt. 75, attached as **Exhibit B**.

3. The Protective Order governs the treatment of confidential, protected documents produced by the Parties in this litigation, while the ESI Protocol governs the parties’ exchange of discovery of electronically stored information and hard copy information.

4. Plaintiffs and Ford stipulate, agree, and consent to be subject to and bound by the provisions of the Protective Order and ESI Protocol entered in the *Miller* action for all discovery and information exchanged in the above-referenced action.

5. The Parties stipulate that Plaintiffs and Ford may produce documents/material subject to the Protective Order and ESI Protocol, which are incorporated by reference as if set forth fully herein.

6. The Parties stipulate that materials produced in the *Miller* action and the *Nelson* action can be used in either action as if produced therein.

Respectfully submitted,

Dated: February 6, 2025

KERSHAW TALLEY BARLOW PC

/s/ Stuart C. Talley
Stuart C. Talley

William A. Kershaw

1 Stuart C. Talley
2 Ian J. Barlow
3 401 Watt Avenue
4 Sacramento, California 95864
5 Telephone: (916) 779-7000
6 Facsimile: (916) 244-4829
7 bill@ktblegal.com
8 stuart@ktblegal.com
9 ian@ktblegal.com

10 Mark P. Chalos (*pro hac vice*)
11 LIEFF CABRASER HEIMANN & BERNSTEIN, LLP
12 222 2nd Ave South, Suite 1640
13 Nashville, Tennessee 37219-2423
14 Telephone: (615) 313-9000
15 mchalos@lchb.com

16 Phong-Chau G. Nguyen (S.B. #286789)
17 LIEFF CABRASER HEIMANN & BERNSTEIN, LLP
18 275 Battery Street, 29th Floor
19 San Francisco, California 94111-3339
20 Telephone: (415) 956-1000
21 pgnguyen@lchb.com

22 Annika K. Martin (*pro hac vice*)
23 Gabriel Panek (*pro hac vice*)
24 LIEFF CABRASER HEIMANN & BERNSTEIN, LLP
25 250 Hudson Street, 8th Floor
26 New York, New York 10013-1413
27 akmartin@lchb.com
28 gpanek@lchb.com

William A. Kershaw
Stuart C. Talley
Ian J. Barlow
KERSHAW TALLEY BARLOW PC
401 Watt Avenue
Sacramento, California 95864
Telephone: (916) 779-7000
Facsimile: (916) 244-4829
bill@ktblegal.com
stuart@ktblegal.com
ian@ktblegal.com

Cody R. Padgett (S.B. #275553)
Majdi Y. Hijazin (*pro hac vice*)
Abigail J. Gertner (*pro hac vice*)
Nathan N. Kiyam (S.B. #317677)
CAPSTONE LAW, APC
1875 Century Part East, Suite 1000
Los Angeles, California 90067
Telephone: (310) 556-4811
cody.padgett@Capstonelawyers.com
majdi.hijazin@capstonelawyers.com
abigail.gertner@capstonelawyers.com

nate.kiyam@capstonelawyers.com

Russell D. Paul (*pro hac vice*)
Amey J. Park (*pro hac vice*)
Natalie Lesser (*pro hac vice*)
BERGER MONTAGUE PC
1818 Market Street, Suite 3600
Philadelphia, PA 19103
Telephone: (215) 875-3000
rpaul@bm.net
apark@bm.net
nlesser@bm.net

Thomas P. Thrash (*pro hac vice*)
William T. Crowder (*pro hac vice*)
THRASH LAW FIRM PA
1101 Garland Street
Little Rock, AR 72201
Telephone: (501) 374-1058
tomthrash@sbcglobal.net
willcrowder@thrashlawfirm.com

Patrick Newsom (*pro hac vice*)
NEWSOM LAW PLC
40 Music Square East
Nashville, Tennessee 37203
Telephone: 615-251-9500
patrick@newsom.law

Attorneys for Plaintiffs and the Proposed Class

1 Dated: February 6, 2025

O'MELVENY & MYERS LLP

2 /s/ Randall W. Edwards

3 Randall W. Edwards (S.B. #179053)

4 Two Embarcadero Center

28th Floor

San Francisco, California 94111

5 Telephone: (415) 984-8700

6 Facsimile: (415) 984-8701

redwards@omm.com

7 Amy Laurendeau (S.B. #198321)

O'MELVENY & MYERS LLP

8 610 Newport Center Drive

17th Floor

9 Newport Beach, California 92660

10 Telephone: (949) 823-6900

11 Facsimile: (949) 823-6994

alaurendeau@omm.com

12 Kelsey M. Larson (S.B. #267982)

O'MELVENY & MYERS LLP

13 400 South Hope Street, 19th Floor

Los Angeles, CA 90071

14 Telephone: (213) 430-6000

15 Facsimile: (213) 430-6407

klarson@omm.com

16 *Attorneys for Defendant*

17
18
19 **PROPOSED ORDER**

20 **IT IS SO ORDERED.**

21 Dated: February 7, 2025

22 

23 CAROLYN K. DELANEY

24 UNITED STATES MAGISTRATE JUDGE

25 8, nels24cv2231.stip.po